

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-118811-001 DT

11/20/2014

HONORABLE DAVID B. GASS

CLERK OF THE COURT

A. Gonzalez

Deputy

STATE OF ARIZONA

JENNIFER ANNE SHERIFF

v.

MIKHAIL WHITE (001)

DOB: 6/19/1995

BRUCE ANTHONY WALKER

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

10:28 a.m. This is the time set for Sentencing in CR2014-128270-003 and CR2014-118811-001.

State's Attorney:	John Judge for Jennifer Anne Sheriff
Defendant's Attorney:	Nathaniel J. Carr, III
Defendant:	Present
Court Reporter:	Luz Franco

LET THE RECORD REFLECT Sentencing proceeds in Codefendants' cases in the CR2014-128270 matter, State v. Cameron Alec McSparren (002), Anas Kamal Rahma (001) and Mikail White (003) concurrently. Codefendants are present and represented by counsel.

Defendant's family and friends are present.

Counsel for the State makes comments and sentencing recommendations to the Court.

10:37 a.m. The assigned prosecutor, Ms. Jennifer Anne Sheriff is present.

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Counsel for Defendant make statements to the Court and the Defendant makes a statement on his own behalf.

Counts 1: WAIVER OF TRIAL: Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 Burglary in the Third Degree

Class 4 Felony

A.R.S. § 13-1501, 13-1506, 13-610, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-801, 13-805

Date of Offense: April 21, 2014

Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

COUNT 1: Probation Term: 3 YEARS.

TO BEGIN: November 20, 2014.

CONCURRENT: IT IS ORDERED that probation in Count 1 shall run concurrent with probation in CR2014-128270-003.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the STATE.

Condition 15: Restitution, Fines and Fees:

PROBATION SURCHARGE: Count 1 - \$20.00 payable on February 1, 2016.

All amounts payable through the Clerk of the Superior Court.

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RESTITUTION: The Court retains jurisdiction over restitution until December 31, 2016. Thereafter, unless the Court receives a Stipulation for Restitution or a request for a hearing, the Court will waive its jurisdiction over restitution in this matter. Any restitution awarded in this matter will be the joint and several liability with any convicted codefendants. Defendant waives his presence for any future restitution proceedings.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 17 - Count 1: Complete a total of 100 hours of community restitution in an amount of hours to be set per month as directed in writing by the Adult Probation Department, and only at a site or sites approved by the APD.

Condition 19: Not have any contact with the victim(s) in any form, unless approved in writing by the APD.

Condition 21 - Abide by the special conditions of probation as noted on the attachment to the Uniform Conditions of Supervised Probation as follows:

JUVENILE TRANSFER COURT.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS FURTHER ORDERED Defendant be released from custody for this case only.

IT IS ORDERED exonerating any bond previously posted in this matter to the party posting same.

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IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

The Presentence Investigation Report is filed under CR2014-128270-003.

11:22 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ David B. Gass

HON. DAVID B. GASS
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)